

#3

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/834,478	04/13/2001	Emily Chien	40655.1300

CONFIRMATION NO. 2560

## FORMALITIES LETTER



\*OC000000006166592\*

Thomas J. Finn  
Snell & Wilmer L.L.P.  
One Arizona Center  
400 East Van Buren  
Phoenix, AZ 85004-2202

Date Mailed: 06/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

---

*A copy of this notice **MUST** be returned with the reply.*

---

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/16/2001 CCHAUI 00000019 09834478

01 FC:105

130.00 OP



**Snell & Wilmer**

L.L.P.  
LAW OFFICES

One Arizona Center  
Phoenix, Arizona 85004-2202  
(602) 382-6000  
Fax: (602) 382-6070  
www.swlaw.com

Thomas J. Finn (602) 382-6208  
Patents, Trademarks & Copyrights  
tfinn@swlaw.com

**VIA EXPRESS MAIL**  
**NO. EL608992303US**

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, DC 20231

Re: **Response to Notice to File Missing Parts and Assignment**  
**U.S. Patent Application, Emily Chien, et al.**  
Title: **A SYSTEM AND METHOD FOR USING**  
**LOYALTY POINTS**  
Filing Date: **April 13, 2001**  
Serial No.: **09/834,478**  
Confirmation No.: **2560**  
Our File No.: **40655.1300**

Dear Sir:

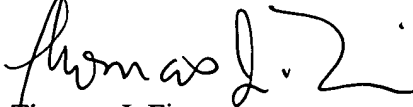
Enclosed are the following documents responsive to the Notice to File Missing Parts, dated June 11, 2001. Also enclosed is a Power of Attorney by Assignee.

1. Notice to File Missing Parts, dated June 11, 2001;
2. Response to Notice to File Missing Parts of Nonprovisional Application;
3. Fee Transmittal for FY 2001;
4. Check no. 283991 for \$130.00 for declaration surcharge;
5. Return Receipt Postcard (postage prepaid);
6. Power of Attorney by Assignee and Certificate under 37 CFR 3.73(b);  
and
7. Declaration and Power of Attorney for Patent Application.

Please process the enclosed documents. Thank you.

Sincerely,

Snell & Wilmer

  
Thomas J. Finn  
Reg. No. 48,066

TJF:bf  
Enclosures

cc: Ms. Patrice Jacobson (AMEX; w/encls.)

HA

Sector 2

PHOENIX, ARIZONA

TUCSON, ARIZONA

IRVINE, CALIFORNIA

SALT LAKE CITY, UTAH

DENVER, COLORADO



#3

PTO/SB/17 (11-00)  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Approved for use through 10/31/2002. OMB 0651-0032

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

## Complete if Known

Application Number	09/834,478; Confirmation No. 2560
Filing Date	April 13, 2001
First Named Inventor	Emily Chien
Examiner Name	TBA
Group Art Unit	2162
Attorney Docket No.	40655.1300

TOTAL AMOUNT OF PAYMENT

\$130.00

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **19-2814**  
Deposit Account Name **Snell & Wilmer**

☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR § 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	0.00
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	
SUBTOTAL (1)			\$0.00

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** = 0	X	0.00
Independent Claims	-3** = 0	X	0.00
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$0.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non - English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR § 1.17(q)	
126 180	126 180	Submission of Information Disclosure Statement	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$130.00

## SUBMITTED BY

Name (Print/Type)

Thomas J. Finn

Registration No.  
(Attorney/Agent)

48,066

Telephone

602/382-6208

Signature

*Thomas J. Finn*

Date

July 12, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

#3  
PATENT

Applicants: Chien et al. Docket No.: 40655.1300  
Serial No.: 09/834,478; Confirmation No.: 2560 Group Art Unit: 2162  
Filing Date: April 13, 2001 Examiner: TBA  
Title: A SYSTEM AND METHOD FOR USING LOYALTY POINTS

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION  
FILING DATE GRANTED

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Dear Sir:

This responds to the Notice to File Missing Parts of Nonprovisional Application -  
Filing Date Granted mailed on June 11, 2001.

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted. **(REQUIRED)**; and
  - Power of Attorney By Assignee and Certificate Under 37 CFR 3.73(b)
  - Declaration and Power of Attorney for Patent Application
  - Surcharge for late filed Declaration \$130.00
- |                                      |          |
|--------------------------------------|----------|
| Total completion of application fees | \$130.00 |
| Total fees due                       | \$130.00 |

The fee of \$130.00 is to be paid as follows:

- X A check in the amount of the fee is enclosed.
- X The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-2814.  
A duplicate copy of this sheet is enclosed.

- X If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-2814**.  
A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: July 12, 2001

  
\_\_\_\_\_  
Thomas J. Finn, Esq.  
Reg. No. 48,066

**SNELL & WILMER L.L.P.**  
One Arizona Center  
400 E. Van Buren  
Phoenix, AZ 85004-2202  
(602) 382-6228  
Fax (602) 382-6070